IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRI.W.P.NO.2057 OF 2006

Pravinbhai Haribhai Munni
and Ors. ..Petitioners

Vs.

State of Maharashtra & Anr. ..Respondents

...

Mr.R.D.Vora counsel for Petitioners
Mr.S.R.Shinde A.P.P. for the State
Mr.N.R.Parekh counsel for Respondent No.2

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CORAM: SMT.V.K.TAHILRAMANI,J.
DATE : MARCH 13, 2007

P.C.

1. Heard the learned counsel for the petitioners learned counsel for the respondent No.2-original complainant and the learned A.P.P. for the State.

2. The petitioners are facing prosecution in CC No.223/PW/2006 which is pending before the learned Additional Chief Metropolitan Magistrate, 24th Court, Borivali, Mumbai. The said case arises out of C.R.No.148 of 2005 of Charkop Police Station. The said case is under Section 498-A of IPC.

3. The learned counsel for the respondent

No.2-original complainant states that the dispute has been amicably settled between the parties and the complainant does not wish to pursue her complaint. The consent terms to that effect, have been tendered which are taken on record and marked 'X' for identification.

4. In view of the above statement made on behalf of respondent No.2-complainant and in view of the decision of the Apex Court in the case of **B.S.Joshi and another Vs. State of Haryana and another reported in Judgment Today 2003(3) S.C. 277,** C.R.No.148 of 2005 registered at Charkop Police Station and C.C. No.223/PW/2006 which is pending before the learned Addl.Chief Metropolitan Magistrate, 24h Court, Borivali, Mumbai, are quashed.

5. Petition is disposed of.

6. Authenticated copy be issued to the parties.

[V.K.TAHILRAMANI,J.]